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HOULTON BAND OF MALISEET INDIANS

~~RONKON, MAINE 04730~~
~~HOULTON, MAINE 04730~~
88 Bell Road
Littleton, Maine 04730

COPY

December 11, 2001

Stephen Silva
USEPA Region I
One Congress Street, Suite 1100
Boston MA 02214-22023

RE: Maine's Application for Authority to Issue NPDES Permits Pursuant to the
Clean Water Act.

Dear Mr. Silva:

The Houlton Band of Maliseet Indians wish to respond to a letter you received from
Mathew D. Manahan dated November 14, 2001.

In that letter, Mr. Manahan suggests that EPA should immediately proceed to grant the
State of Maine NPDES permitting authority over the entire State of Maine, including all
Indian Country, as a result of the denial of the cert petition in the case of *Great Northern
Paper, Inc v. Penobscot Nation*, 770 A.2.d 574 (Me 2001). Please note that the Maliseet
were not a party to this Great Northern Paper case and, therefore, the outcome in that case
is not relevant to the arguments we have submitted to EPA on this matter.

Sincerely

Brenda Commander

Brenda Commander
Tribal Chief

cc. Senator Susan Collins
Senator Olympia Snowe
Representative John Baldacci
Robert Varney, Regional Administrator, EPA Region 1
Timothy Williamson, Office of General Counsel, EPA, Region 1
Timothy Joranko, Deputy Director, DOJ
Lucy Clark, Counsel to the Assistant Attorney General, DOJ
Jeffrey Keohane, Office of General Counsel, EPA